IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL.

Writ Petition No. 835(S/S)2007

Rita Pathak W/o Sri Nagendra Pathak,
R/o Line Estate, Hawalbag, P.O. Koshi,
Almora, District Almora. ---- Petitioner.

Vs.

1. State of Uttarakhand, through Secretary Basic Education, Govt. of Uttarakhand, Dehradun,
2. Director, Vidyalayi Shiksha- Uttarakhand, at Dehradun,
3. District Education Officer, Almora,
4. Addl. District Education Officer (Basic), Almora
5. Malti Ghasiyal W/o Sri C.S. Ghasiyal, Assistant Teacher, Junior High School, Katarmal, Almora.

----Respondents.

Sri B.S. Adhikari, learned Counsel for the petitioner and
Sri Paresh Tripathi, learned Standing Counsel for the State of Uttarakhand.
None for respondent no. 5.

Hon'ble M.M. Ghildiyal, J.

Heard Sri B.S. Adhikari, learned Counsel for the petitioner and Paresh Tripathi, learned Standing Counsel for State of Uttarakhand/respondents. None is present on behalf of respondent no. 5.

By means of this writ petition, the petitioner has challenged the transfer order dated 11.06.2007 (annexure no. 6) passed by Addl. District Education Officer (Basic) Almora/ respondent no. 4, so far as it relates to the petitioner by which, the petitioner who is working as Asstt. Teacher in Junior High School, Katarmal Bolck Hawalbag, District Almora has been transferred to Junior High School, Dhura, Block Dhauladevi District Almora.

Stand of the petitioner is that, the petitioner has served about 15 years' in most discomfort areas (Durgam Kshetras) throughout her service. Again after serving 1½ years in the present place of posting, the petitioner has again been transferred by the impugned order to the most dis-comfortable area (Ati Durgam Kshetra).

The petitioner, raising all her grievances, has already moved a representation on 19.06.2007 before respondent no. 4, copy of which is annexed as annexure no. 7 to the writ petition.

In the circumstances, the respondent no. 4 i.e. the Addl. District Education Officer (Basic), Almora shall take decision on the representation of the petitioner within a period of one week from the date of production of a certified copy of this. The petitioner is directed to produce a certified copy of this order before respondent no. 4 within a week from today.

Till two weeks from today or till the representation is decided by the respondent no. 4, whichever is earlier, the petitioner shall not be relieved from her present place of posting.

With these directions, the writ petition is finally disposed of. No order as to costs.

(M.M. Ghildiyal, J.)

July 10, 2007:
NCM:

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